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11 **UNITED STATES DISTRICT COURT**  
12 **NORTHERN DISTRICT OF CALIFORNIA**  
13 **SAN FRANCISCO DIVISION**

14 BERENICE BRACKETT,

15 Plaintiff,

16 vs.

17 HILTON HOTELS CORP., et al.,

18 Defendants.

Case No. C08-2100-WHA

**ORDER**

**(Proposed) Order**

19 At San Francisco this \_\_\_\_ day of \_\_\_\_\_, 2008, having reviewed  
20 Defendants' Motion to Transfer for Improper Venue; or In The Alternative To Transfer For  
21 Convenience; and Motion to Dismiss, the papers submitted in connection therewith; and the  
22 oral argument (if any) of counsel for the representative parties;

23 IT IS HEREBY ORDERED that this action is transferred to the Western Division  
24 of the United States District Court of the Central District of California;

25 IT IS FURTHER ORDERED that Counts III and IV are dismissed with prejudice  
26 for failure to state a claim upon which relief can be granted.

27 DATED: \_\_\_\_\_, 2008

\_\_\_\_\_  
United States District Judge